

REMARKS/ARGUMENTS

Claims 13, 14, and 16-19 remain rejected in the Advisory Action of 2/22/2008. In order to advance the prosecution of the case, Claims 13, 14, and 16-19 are canceled herein without prejudice toward the filing of the same or similar claims in a continuing application. Claims 3, 6-12, 15, 20-24, 27, 32 and 36 are now pending in the application. The Examiner has indicated that the remaining claims are allowable. Early indication of allowance is respectfully requested. If any issues remain, the Examiner is encouraged to call the undersigned for prompt resolution.

Attached is a petition for a three-month extension of time under the provisions of 37 CFR 1.136(a) for sufficient time to accept this response. The commissioner hereby is authorized to charge payment of any fees under 37 CFR § 1.17, which may become due in connection with the instant application or credit any overpayment to Deposit Account No.504391.

Date: April 17, 2008

Respectfully submitted,

/Wayne Fitzmaurice/

Wayne P. Fitzmaurice

Reg. No. 58,274

Enclosures: Petition for 3-Month Extension of Time to Reply
Change in Power of Attorney
Statement Under 37 CFR 3.73(b)

Wayne P. Fitzmaurice
Novici Biotech, LLC
3333 Vaca Valley Parkway, Suite 400
Vacaville, CA 95688
Tel.: (707) 446-5595
FAX.: (707) 446-3917
E-MAIL wayne.fitzmaurice@novicibiotech.com